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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Masakazu NISHIKAWA, et al.

Appln. No.: 09/994,891

Group Art Unit: Not yet assigned

Confirmation No.: 8056

Examiner: Not yet assigned

Filed: November 28, 2001

For: MAGNETIC TRANSFERRING METHOD, AND METHOD AND APPARATUS FOR
CLEANING MAGNETIC TRANSFER MASTER MEDIUM

REQUEST FOR RECISION OF NOTICE OF INCOMPLETE APPLICATION

Commissioner for Patents

Washington, D.C. 20231

Adjustment date: 06/06/2002 AKELLEY
02/12/2002 NBERHE 00000005 09994891
01 FC:122 -130.00 OP

Sir:

Applicant's attorney respectfully requests that the Notice of Incomplete Nonprovisional Application, mailed December 11, 2001, copy attached, be rescinded and that a filing date of a November 28, 2001, be accorded the above-named application.

Repln. Ref: 06/06/2002 AKELLEY 0013491800
Date: 12/04/02 Name/Number: 09994891
FC: 704 \$130.00 DR

Reasons in Support for Request

On November 28, 2001, the above named application was filed in the Patent and Trademark Office.

The letter of transmittal submitting this application on November 28, 2001, showed that the papers submitted comprised a specification, claims, four (4) sheets of drawings, an Information Disclosure Statement with references and three (3) priority documents. A copy of this letter of transmittal is attached hereto as Exhibit A.

Upon filing of this application, a filing receipt was submitted and the Office stamped this filing receipt confirming all of the above as being received by the Office on November 28, 2001. A copy of this filing receipt stamped by the Mail Room of the Office specifically acknowledging receipt on November 28, 2001 of four (4) sheets of drawings is attached hereto as Exhibit B.

02/12/2002 NBERHE 00000005 09994891
01 FC:122 130.00 OP

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MAR 08 2002

OFFICE OF PETITIONS

REQUEST FOR RECISION OF NOTICE OF INCOMPLETE APPLICATION
U.S.S.N. 09/994,891

Moreover, a post card was included with the filing of the above-named application so that the undersigned could be advised of the temporary serial number. This post card also shows that the Office acknowledged receipt of four (4) sheets of drawings. A copy of this post card received bearing the temporary serial number is attached hereto as Exhibit C.

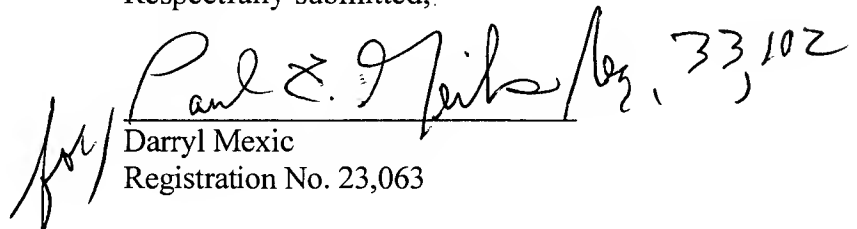
In view of the above, it is respectfully submitted that the Notice of Incomplete Nonprovisional Application was issued in error. It is respectfully requested that this Notice be rescinded in view of the above evidence of receipt of all four (4) sheets of drawings for the above-named application and a filing date of November 28, 2001, be accorded the above-named application.

To the extent that the Office is not able to locate the four (4) sheets of drawings, Applicant's attorney again submits copies of the four (4) sheets of drawings for the Office's use.

The granting of this request is respectfully requested.

The Office is hereby directed and authorized to charge the Petition fee of \$130.00 to Deposit Account No. 19-4880. You are also directed and authorized to charge or credit any difference or overpayment to Deposit Account No. 19-4880. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. § 1.16, 1.17 and 1.492 which may be required during the entire pendency of the application to Deposit Account No. 19-4880. A duplicate copy of this transmittal letter is attached.

Respectfully submitted,


Darryl Mexic
Registration No. 23,063

SUGHRUE MION, PLLC
2100 Pennsylvania Avenue, N.W.
Washington, D.C. 20037-3213
Telephone: (202) 293-7060
Facsimile: (202) 293-7860
DM/tmm
Date: February 8, 2002

RECEIVED

MAR 08 2002

OFFICE OF PETITIONS



Sughrue

SUGHRUE MIONCHIE



Exhibit A

2100 Pennsylvania Avenue, NW
Washington, DC 20037-3213

T 202.293.7060
F 202.293.7860

www.sughrue.com

Darryl Mexic
T 202-663-7909
dmexic@sughrue.com

#3

November 28, 2001

BOX PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231

Re: Application of Masakazu NISHIKAWA and Makoto NGAO
MAGNETIC TRANSFERRING METHOD, AND METHOD AND
APPARATUS FOR CLEANING MAGNETIC TRANSFER MASTER
MEDIUM

Assignee: Fuji Photo Film Co., Ltd
Our Ref. Q66604

FILED

NOV 28 2001

Dear Sir:

Attached hereto is the application identified above including forty (40) sheets of the specification including the claims and abstract, four (4) sheets of drawings, executed Assignment and PTO 1595 form and executed Declaration and Power of Attorney. Also enclosed is the Information Disclosure Statement.

The Government filing fee is calculated as follows:

| | | | | | | | | | | |
|------------------------------|-----------|---|----|---|-------------------|---|---------|---|-------------------|------------------|
| Total claims | <u>11</u> | - | 20 | = | <u> </u> | x | \$18.00 | = | <u> </u> | \$0.00 |
| Independent claims | <u>4</u> | - | 3 | = | <u>1</u> | x | \$84.00 | = | <u> </u> | \$84.00 |
| Base Fee | | | | | | | | | <u> </u> | \$740.00 |
| Multiple Dependent Claim Fee | | | | | | | | | <u> </u> | \$280.00 |
| TOTAL FILING FEE | | | | | | | | | | \$1104.00 |
| Recordation of Assignment | | | | | | | | | | \$40.00 |
| TOTAL FEE | | | | | | | | | <u> </u> | \$1144.00 |

Checks for the statutory filing fee of \$1104.00 and Assignment recordation fee of \$40.00 are attached. You are also directed and authorized to charge or credit any difference or overpayment to Deposit Account No. 19-4880. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 and any petitions for extension of time under 37 C.F.R. § 1.136 which may be required during the entire pendency of the application to Deposit Account No. 19-4880. A duplicate copy of this transmittal letter is attached.



Sughrue

SUGHRUE MION, PLLC

Mr. Masashi Yanagida
Q66604

Page 2

Priorities are claimed from November 28, 2000, November 28, 2000 and December 13, 2000 based on Japanese Patent Application Nos. (patent) 2000-360464, (patent) 2000-361212 and (patent) 2000-378519 respectively. The priority documents are enclosed herewith.

Respectfully submitted,
SUGHRUE MION, PLLC

Attorneys for Applicant

By: *Darryl Mexic*
Darryl Mexic
Registration No. 23,063

DM/mrl



#3

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Masakazu NISHIKAWA, et al.

Appln. No.: 09/994,891

Group Art Unit: Not yet assigned

Confirmation No.: 8056

Examiner: Not yet assigned

Filed: November 28, 2001

For: MAGNETIC TRANSFERRING METHOD, AND METHOD AND APPARATUS FOR
CLEANING MAGNETIC TRANSFER MASTER MEDIUM

SUBMISSION OF EXECUTED DECLARATION

ATTN: BOX MISSING PARTS

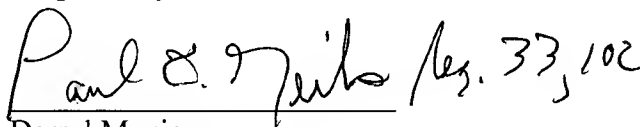
Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the "Notice to File Missing Parts of Nonprovisional Application filed under 37 CFR 1.53(b)," mailed December 11, 2001 for the above application, Applicant respectfully submits herewith the Declaration for the above identified application properly executed by the inventors. Also enclosed please find a Request for Recision of Notice of Incomplete Nonprovisional Application.

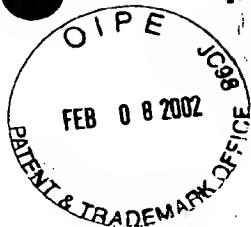
A check for the statutory fee of \$130.00 is attached. Please also charge any underpayment or credit any overpayment to Deposit Account No. 19-4880. A duplicate copy of this paper is attached.

Respectfully submitted,

Darryl Mexic
Registration No. 23,063

SUGHRUE MION, PLLC
2100 Pennsylvania Avenue, N.W.
Washington, D.C. 20037-3213
Telephone: (202) 293-7060
Facsimile: (202) 293-7860
DM/tmm
Date: February 8, 2002

Exhibit B



REQUEST OF EARLY NOTIFICATION OF SERIAL NUMBER

Inventors: Masakazu NISHIKAWA and Makoto NGAO

Title: MAGNETIC TRANSFERRING METHOD, AND METHOD AND APPARATUS FOR CLEANING MAGNETIC TRANSFER MASTER MEDIUM

Atty Doc. #: Q66604 Client: YANAGIDA & ASSOCIATES

Filing Date: November 28, 2001 # Pgs. Spec/Abst: 39/1 #Claims: 8

Dwg. Sheets: 4 Decl NO Prelim Amdt NO

PTO FORM 1595

IDS/Prior Art: YES Pr Doc: YES (3) Asgmt: NO

Fee: \$1,104.00/\$40.00

☒ Check Attached ☐ Charge to Deposit # 19-4880 Atty/Sec: DM/mrl

SERIAL NO.:

CONF NO.:





UNITED STATES PATENT AND TRADEMARK OFFICE

 COMMISSIONER FOR PATENTS
 UNITED STATES PATENT AND TRADEMARK OFFICE
 WASHINGTON, D.C. 20231
 www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/994,891 | 11/28/2001 | Masakazu Nishikawa | Q66604 |

CONFIRMATION NO. 8056

FORMALITIES LETTER



OC00000007179594

 SUGHRUE MION, PLLC
 2100 Pennsylvania Avenue, NW
 Washington, DC 20037-3213

Date Mailed: 12/11/2001

NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below **and a newly executed oath or declaration covering the items must** be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

- The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." *Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).*

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

02/12/2002 HBERNE 00000005-09994891

01-FC-122

130.00 00

Exhibit C

REQUEST OF EARLY NOTIFICATION OF SERIAL NUMBER

Inventors: Masakazu NISHIKAWA and Makoto NGAO

Title: MAGNETIC TRANSFERRING METHOD, AND METHOD AND APPARATUS FOR CLEANING MAGNETIC TRANSFER MASTER MEDIUM

Atty Doc. #: Q66604 Client: YANAGIDA & ASSOCIATES

Filing Date: November 28, 2001 # Pgs. Spec/Abst: 39/1 #Claims: 8

Dwg. Sheets: 4 Decl NO Prelim Amdt NO

PTO FORM 1595

IDS/Prior Art: YES Pr Doc: YES (3) Asgmt: NO

Fee: \$1,104.00/\$40.00

☒ Check Attached ☐ Charge to Deposit # 19-4880 Atty/Sec: DM/mrl

SERIAL NO.:

CONF NO.:

11002 U.S. PTO
09/994891
11/28/01

he PTO did not receive the following

is it a check of Feb 42.00

we got a check of \$ 1104